

FILED 30 OCT '13 10:25 USDC-ORP

**UNITED STATES CIRCUIT COURT**

**FOR THE STATE OF OREGON**

**Daniel A. Bernath, an individual,**

)

**Case No. ~~1305-06167~~**

ML

**13-cv-1796**

)

**Plaintiff,**

)

) **Motion to Dismiss**

**vs.**

) **without prejudice**

)

**Yelp, Inc., a Delaware Corporation**

)

)

**Defendant.**

)

)

)

**COMES NOW PLAINTIFF who makes this motion dismiss this complaint**

**without prejudice to bring again as part of a class action.**



**Daniel A. Bernath 10.28.13 Plaintiff**